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LiveRamp, Inc.*

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

LIVERAMP, INC., a Delaware Corporation, )  
 )  
Plaintiff, )  
 )  
vs. )  
 )  
KOCHAVA, INC., a Delaware Corporation, )  
 )  
Defendant. )

KOCHAVA, INC., a Delaware Corporation, )  
 )  
Counterclaimant, )  
 )  
vs. )  
 )  
LIVERAMP, INC., a Delaware Corporation, )  
 )  
Counter-Defendant. )

CASE NO.: 3:19-cv-02158-CRB  
Judge: Honorable Charles R. Breyer  
**STIPULATED REQUEST FOR  
DISMISSAL WITH PREJUDICE AND  
~~PROPOSED~~ ORDER**

1 TO THIS HONORABLE COURT:

2 Pursuant to Fed. R. Civ. P. 41(a)(2), Plaintiff and Counter-Defendant LiveRamp, Inc.  
3 (“LiveRamp”) and Defendant and Counterclaimant Kochava, Inc. (“Kochava”) (collectively, the  
4 “Parties”) respectfully submit this stipulated request for dismissal with prejudice.

5 WHEREAS, Plaintiff LiveRamp, commenced the above-captioned action against Kochava  
6 on April 22, 2019.

7 WHEREAS, through its April 22, 2019 Complaint, LiveRamp sought a declaration that:  
8 (1) LiveRamp’s use and registration of the IDENTITYLINK and LIVERAMP IDENTITYLINK  
9 marks do not infringe upon, dilute, or otherwise violate any valid right of Kochava under  
10 applicable federal or state law; (2) that LiveRamp’s rights in the IDENTITYLINK and  
11 LIVERAMP IDENTITYLINK marks are superior to any rights of Kochava to such marks; (3) and  
12 enjoining Kochava from (a) directly or indirectly charging infringement, dilution, or other legal  
13 violation, or instituting any action for infringement, dilution, or other violation of alleged rights of  
14 Kochava in the term “identity link” or “IdentityLink” against LiveRamp or any of LiveRamp’s  
15 agents, direct or indirect customers, or any person, by reason of the use or registration of  
16 LiveRamp’s IDENTITYLINK and LIVERAMP IDENTITYLINK marks, and (b) using or  
17 displaying the IDENTITYLINK and LIVERAMP IDENTITYLINK marks or any substantially  
18 similar marks in a bad faith effort to confuse LiveRamp’s IDENTITYLINK customers and  
19 prospective customers.

20 WHEREAS, Kochava filed Counterclaims against LiveRamp, with the operative Amended  
21 Counterclaims filed on May 18, 2020.

22 WHEREAS, in the May 18, 2020 Amended Counterclaims, Kochava asserted claims  
23 against LiveRamp for (1) Trademark Cancellation, (2) Declaratory Relief, (3) Federal Trademark  
24 Infringement, (4) Federal Unfair Competition, (5) Common Law Trademark Infringement, and (6)  
25 Violation of California Business & Professions Code Section 17200, et seq.

26 WHEREAS, each Party has fully, finally, and completely resolved their disputes  
27 concerning the issues involved in the above-captioned matter and now desires to dismiss their  
28 claims.

1 NOW THEREFORE, the Parties hereby STIPULATE and AGREE to a dismissal with  
2 prejudice as follows: (a) LiveRamp's dismissal of all claims against Kochava with prejudice; (b)  
3 Kochava's dismissal of all counterclaims against LiveRamp with prejudice; and (c) the Parties  
4 shall bear their own attorneys' fees, expenses, experts fees, and costs incurred in connection with  
5 this Action.

6  
7 Respectfully submitted,

8 Dated: March 16, 2021

GORDON REES SCULLY MANSUKHANI, LLP

9  
10 By: /s/ Craig J. Mariam  
11 Craig J. Mariam  
12 Hazel Mae B. Pangan  
13 Samuel B. Laughlin

14 Attorneys for Defendant and Counterclaimant  
KOCHAVA, INC.

15 Dated: March 16, 2021

WILSON SONSINI GOODRICH & ROSATI, PC

16 By: /s/ Shelby Pasarell Tsai  
17 Tonia Ouellette Klausner  
18 Shelby Pasarell Tsai

19 Attorneys for Plaintiff and Counter-  
20 Defendant LIVERAMP, INC.

21 **ATTESTATION**


22 I hereby attest that the other signatories listed, on whose behalf the filing of this stipulation  
23 is submitted, concur in the filing's content and have authorized the filing.  
24

25  
26 /s/ Shelby Pasarell Tsai  
27 Shelby Pasarell Tsai  
28

**~~PROPOSED~~ ORDER**

**PURSUANT TO STIPULATION, IT IS SO ORDERED** that this action be dismissed with prejudice. Parties to bear their own costs.

Dated: March 16, 2021

  
The Honorable Charles R. Breyer  
UNITED STATES DISTRICT JUDGE